

COMMONWEALTH OF MASSACHUSETTS

CITY OF CAMBRIDGE

IN RE: POLE AND CONDUIT COMMISSION HEARING

POLE AND CONDUIT COMMISSION BOARD MEMBERS:

Richard Scali, Chairman

William Dwyer, Superintendent of Streets

George Fernandes, City Electrician

STAFF:

Elizabeth Lint, Executive Officer

- held at -

Michael J. Lombardi Municipal Building
831 Massachusetts Avenue
Basement Conference Room
Cambridge, Massachusetts 02139

Thursday, March 18, 2010
10:10 a.m.

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P R O C E E D I N G S

ELIZABETH LINT: The meeting of Pole and Conduit Commission, Thursday, March 18, 2010. It's 10:10 a.m. We're in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue basement conference room. Before you: The Commissioner, Chairman Richard Scali; Bill Dwyer and George Fernandes.

RICHARD SCALI: Good morning, everybody.

Motion to accept the minutes of our last meeting of February 25th.

GEORGE FERNANDES: Second.

RICHARD SCALI: Moved and seconded.

All in favor.

(Aye.)

RICHARD SCALI: First item on the agenda from February 25th with regards to Hemlock Road. We were still waiting on Comcast. We have NStar and we have Verizon.

1 GEORGE FERNANDES: Comcast.

2 RICHARD SCALI: And now we have
3 Comcast.

4 ANTHONY VATALARO: Yes.

5 RICHARD SCALI: The Comcast reads:
6 Owner to extend two feet of underground
7 conduit from existing pole in public way to
8 private property at 11a and 11b and Hemlock
9 Road.

10 So is everybody on Board now?

11 JACQUI DUFFY: Yes.

12 RICHARD SCALI: This is right around
13 the cul-de-sac there I guess.

14 GEORGE FERNANDES: Yes.

15 RICHARD SCALI: Questions?

16 GEORGE FERNANDES: I'm all set.

17 RICHARD SCALI: So we're going in
18 the sidewalk?

19 WILLIAM DWYER: The
20 developer/contractor doing all the installs
21 for you guys?

1 ANTHONY VATALARO: Yes. The
2 condui t.

3 JACQUI DUFFY: Yep.

4 RI CHARD SCALI : Everybody goi ng i n
5 the same trench?

6 ANTHONY VATALARO: As far as I know.
7 Yeah.

8 PHI LI PPE DESROSES: Yeah.

9 WI LLI AM DWYER: Wi ll they be pull ing
10 the permi t or wi ll you fol ks supposed to be
11 pull ing the permi ts at Publ i c Works, do you
12 know?

13 ANTHONY VATALARO: I woul d thi nk
14 thei r contractor woul d pul l the permi t.

15 JACQUI DUFFY: Woul d they?

16 WI LLI AM DWYER: That' s fi ne wi th us.
17 Fi ne wi th me.

18 GEORGE FERNANDES: I bel i eve thi s
19 pole i s i n.

20 PHI LI PPE DESROSES: It' s i n the
21 di rt.

1 GEORGE FERNANDES: Yes. It's in the
2 dirt. I don't know if it's in a dirt
3 sidewalk.

4 ANTHONY VATALARO: I don't think
5 there is a sidewalk there.

6 GEORGE FERNANDES: There is no
7 sidewalk.

8 PHILIPPE DESROSES: It's very close
9 to the property line.

10 RICHARD SCALI: So is this just a
11 small portion of the public way, is that what
12 it is?

13 WILLIAM DWYER: Yes.

14 RICHARD SCALI: It says two feet.

15 WILLIAM DWYER: As I recall, it's
16 right on the edge.

17 GEORGE FERNANDES: There's no
18 sidewalk?

19 WILLIAM DWYER: No.

20 RICHARD SCALI: It's right around
21 here.

1 WILLIAM DWYER: I forget the actual
2 width of the cul-de-sac, but it's probably a
3 four or five feet where the asphalt is.

4 RICHARD SCALI: It seems fairly
5 simple. Doesn't affect anybody except for
6 the people that live there, right?

7 Questions? Conditions?

8 WILLIAM DWYER: To follow city
9 standards for permitting, electrical and
10 Public Works Department.

11 RICHARD SCALI: Permits?

12 WILLIAM DWYER: SPOF will be applied
13 if there isn't a like a regular developer --
14 mitigation agreement to the developer.

15 RICHARD SCALI: SPOF applied if no
16 mitigation?

17 Street preservation offset fee?

18 All right. Any other conditions,
19 questions?

20 (No response.)

21 RICHARD SCALI: Hearing none,

1 anything from the Commissioners?

2 GEORGE FERNANDES: Moved.

3 WILLIAM DWYER: Second.

4 RICHARD SCALI: Motion to approve
5 with permits and SPOF, and if no mitigation,
6 moved.

7 WILLIAM DWYER: Moved.

8 RICHARD SCALI: Second, and all
9 favor.

10 (Aye.)

11 RICHARD SCALI: That's on all three.
12 NStar, Verizon and Comcast applications. All
13 right. Thank you very much on that one.

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21 RICHARD SCALI: Bottom of page one

1 from February 25th. The New Street,
2 northeasterly from pole, 700 feet from
3 Concord Avenue, a distance of 230 feet of
4 conduit. We were awaiting Verizon and
5 Comcast application, and we have them here
6 now.

7 Verizon reads New Street to place 286
8 feet of four-inch conduit from pole to prior
9 property at 87 New.

10 And to Comcast, Comcast would extend
11 new four-inch conduit from pole, private way
12 to private property line to 87 New Street
13 placing one new manhole.

14 All right. Questions?

15 WILLIAM DWYER: Developer doing all
16 the work on this one again?

17 ANTHONY VATALARO: On the private
18 property side.

19 PHILIPPE DESROSES: On the property
20 we're doing it.

21 WILLIAM DWYER: You're hiring your

1 own subs?

2 ANTHONY VATALARO: Yes.

3 RICHARD SCALI: So what, this is for
4 connection to the new units there; is that
5 it?

6 JACQUI DUFFY: New development.

7 GEORGE FERNANDES: New development.

8 RICHARD SCALI: There's a lot going
9 on down there.

10 WILLIAM DWYER: Both Verizon and
11 Comcast are installing manholes or hand
12 holes.

13 ANTHONY VATALARO: I am.

14 WILLIAM DWYER: Did you run into an
15 existing one?

16 PHILIPPE DESROSES: No, we're going
17 straight through the foundation wall from the
18 pole.

19 WILLIAM DWYER: All right. That's
20 this.

21 PHILIPPE DESROSES: No, that's -- I

1 think you got the wrong sketch. We're going
2 through the -- in the property line, inside
3 the property probably a hand hole, but not in
4 the public way.

5 RICHARD SCALI: I'm sorry, the
6 sketch is wrong?

7 PHILIPPE DESROSES: You got it on
8 the other one.

9 WILLIAM DWYER: That meant to go in
10 the foundation. I bet it meant to go right
11 in there. That's the back. That's from the
12 sidewalk, if you will, and that probably just
13 meant going into there.

14 RICHARD SCALI: It says dirt
15 sidewalk. Is it a dirt sidewalk?

16 WILLIAM DWYER: It is now. The area
17 is dirt.

18 RICHARD SCALI: So you want to amend
19 this to move the hand hole up?

20 Mrs. Lint want to amend that.

21 WILLIAM DWYER: Fill, right? So you

1 need to change that a little bit?

2 PHILIPPE DESROSES: Yes.

3 ELIZABETH LINT: Which one?

4 RICHARD SCALI: On the Verizon
5 application, on the right hand hole, the
6 square on the right-hand side.

7 PHILIPPE DESROSES: We're going to
8 put it inside.

9 RICHARD SCALI: Inside the lot line?

10 PHILIPPE DESROSES: That's right.

11 RICHARD SCALI: Right in front of
12 the -- to the left of 87 New Street.

13 Concerns? Questions? There's no
14 parking on that street, right?

15 GEORGE FERNANDES: No.

16 WILLIAM DWYER: Not necessarily, no.

17 PHILIPPE DESROSES: Not in that
18 area.

19 WILLIAM DWYER: This will be a
20 situation where all three will pull your own
21 permits at Public Works and electrical for

1 the work here.

2 RICHARD SCALI: All three separate
3 permits. Conditions?

4 Any other conditions?

5 WILLIAM DWYER: For Public Works I'm
6 assuming there's a mitigation agreement with
7 the development, but I'm not, I'm not exactly
8 sure how far it runs down to J.C. Adams on
9 the roadway.

10 RICHARD SCALI: Okay.

11 WILLIAM DWYER: So given that, there
12 is a mitigation agreement at the same
13 requirements as last submission would be --
14 SPOF will be included unless we have a
15 mitigation hearing with the developer. Which
16 I'm pretty sure we do. Agreement not
17 hearing.

18 RICHARD SCALI: Okay.

19 WILLIAM DWYER: I just don't know
20 the scope.

21 RICHARD SCALI: Any other concerns

1 or questions?

2 GEORGE FERNANDES: I have a
3 question. Comcast, you are putting a manhole
4 up?

5 ANTHONY VATALARO: Yes.

6 GEORGE FERNANDES: Okay.

7 ANTHONY VATALARO: It will be a
8 small, like three-by-three.

9 GEORGE FERNANDES: Rather than ask
10 for a conduit I'll share your conduit fire
11 alarm, okay?

12 PHILIPPE DESROSES: Okay.

13 RICHARD SCALI: Verizon's?

14 GEORGE FERNANDES: Yes.

15 RICHARD SCALI: Fire alarm in
16 Verizon. Anything else you need,
17 Mr. Fernandes?

18 GEORGE FERNANDES: No, I'm good.

19 RICHARD SCALI: Pleasure of
20 Commis si oners.

21 GEORGE FERNANDES: Move.

1 WILLIAM DWYER: Second.

2 RICHARD SCALI: All right. Subject
3 to all three separate getting permits, SPOF
4 unless mitigation agreement is in place.
5 Move and seconded. All in favor. Yes.

6 RICHARD SCALI: And it's fire alarm
7 with Verizon.

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RICHARD SCALI: Moving along page

1 two. Middle of the page, February 25 NStar
2 for Cambridge Park Drive. Easterly 720 feet
3 west of Alewife Brook Parkway and 75 foot of
4 conduit building manhole. We're awaiting a
5 meeting with Acorn Park.

6 JACQUI DUFFY: We're going to
7 continue it again.

8 RICHARD SCALI: Continue it again?
9 Not ready?

10 JACQUI DUFFY: No.

11 RICHARD SCALI: What's the holdup?

12 JACQUI DUFFY: We still have to meet
13 with them.

14 RICHARD SCALI: Haven't met with
15 them yet?

16 FRED MARTINS: This is also part of
17 the -- for the City of Cambridge, the river.

18 RICHARD SCALI: So you need more
19 coordination with that. Do you need to
20 arrange a meeting with them?

21 GEORGE FERNANDES: No, it's with

1 Public Works. Because we have some storm
2 water pumps that are proposed to go in there
3 in that area, and they certainly needed them
4 last week, huh?

5 RICHARD SCALI: Oh, gosh.

6 GEORGE FERNANDES: The place is
7 flooded.

8 WILLIAM DWYER: I'm not sure where
9 the water would have gone anyway.

10 GEORGE FERNANDES: Off the street.

11 RICHARD SCALI: Route 2.

12 WILLIAM DWYER: Route 2 and 16.

13 RICHARD SCALI: All right. So
14 continued to April Pole and Conduit.

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 RICHARD SCALI: Next from February

1 25th, NStar for Robinson Street.

2 Southwesterly at Garden Street from pole, 28
3 feet of conduit.

4 Are you going to contact the owner on
5 that one?

6 WILLIAM DWYER: That fell through
7 this month. We couldn't get together.

8 RICHARD SCALI: Couldn't get
9 together?

10 WILLIAM DWYER: No.

11 RICHARD SCALI: Anybody have any
12 updates on that? No. Continue again?

13 WILLIAM DWYER: Yes, please.

14 JACQUI DUFFY: What are we waiting
15 on that one. You couldn't contact them on
16 that? They already put it in.

17 WILLIAM DWYER: They installed it
18 without notifying anybody at Public Works.

19 GEORGE FERNANDES: They also have
20 PVC up the pole which you don't want. They
21 have to change it.

1 RICHARD SCALI: So they installed
2 without permission and they have PVC that you
3 want removed?

4 GEORGE FERNANDES: Yes.

5 RICHARD SCALI: And there will also
6 be triple application fee on that.

7 ELIZABETH LINT: You voted that last
8 meeting.

9 RICHARD SCALI: Okay.

10 All right. Continuation again,
11 Commissioners?

12 WILLIAM DWYER: Yes. Moved.

13 RICHARD SCALI: April we'll call it.
14 Second, and all favor.

15 GEORGE FERNANDES: Yes.

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21 RICHARD SCALI: Bottom of page two,

1 that's the same thing, right?

2 JACQUI DUFFY: Yes.

3 RICHARD SCALI: Verizon. So same
4 motion on the previous one.

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 RICHARD SCALI: Top of page three.

1 New peti ti on for NStar for Mooney Street.

2 Southwesterly 1100 feet east of Smi th Pl ace

3 700 feet of condui t.

4 JACQUI DUFFY: Thi s i s the operator

5 gate for the pharmaceutical company. We

6 al ready got pre-approval to do i t.

7 RI CHARD SCALI : Gate.

8 GEORGE FERNANDES: Gate and l ighti ng

9 i n the parki ng l ot.

10 RI CHARD SCALI : Securi ty gate, i s

11 that so no one breaks i n so they don' t steel

12 the pharmaceutical s?

13 GEORGE FERNANDES: They can' t enter

14 un less you drive through the l i ttle gate.

15 RI CHARD SCALI : So thi s i s j ust the

16 power for the gate, that' s al l i t i s.

17 GEORGE FERNANDES: And l ighti ng i n

18 the parki ng l ot.

19 JACQUI DUFFY: Li ghti ng.

20 RI CHARD SCALI : Al l ri ght. Anythi ng

21 you need on thi s?

1 WILLIAM DWYER: No. We're fine.

2 RICHARD SCALI: Motion?

3 GEORGE FERNANDES: Move.

4 RICHARD SCALI: Moved and seconded.

5 All in favor.

6 WILLIAM DWYER: Seconded.

7 GEORGE FERNANDES: Yes.

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RICHARD SCALI: All right. New

1 peti ti on for Veri zon to place 90 feet of
2 conduit from manhole on Mass. Avenue to new
3 Harvard Law School , 1585 Mass. Ave. New
4 Harvard Law School .

5 PHI LI PPE DESROSES: New bui l di ng.

6 RI CHARD SCALI : New bui l di ng.

7 GEORGE FERNANDES: Thi s i s Mass. and
8 Everett.

9 PHI LI PPE DESROSES: Jarvi s.

10 GEORGE FERNANDES: Jarvi s and Mass?

11 PHI LI PPE DESROSES: Yes.

12 RI CHARD SCALI : So al l we need i s
13 Veri zon on thi s one? You don' t need anything
14 el se?

15 ANTHONY VATALARO: No, I thi nk we' re
16 al ready -- we al ready have pi pes on the
17 property.

18 RI CHARD SCALI : NStar, you' re al l
19 set?

20 WILLIAM DWYER: What' s i t for, Phi l ?
21 What do they want the connecti on for, do you

1 know?

2 PHILIPPE DESROSES: You know the new
3 building there? They have a parking garage
4 underneath, and the new law school building
5 on top. So for telephone service.

6 WILLIAM DWYER: Okay. I hadn't
7 heard anything on this until now.

8 GEORGE FERNANDES: That's the one at
9 Everett and Mass.

10 WILLIAM DWYER: I would assume they
11 have the other utilities in there.

12 RICHARD SCALI: No electric?

13 FRED MARTINS: They're going to feed
14 themselves.

15 GEORGE FERNANDES: They have
16 additional.

17 FRED MARTINS: They may come in
18 through the back or something. They're going
19 to have some stuff.

20 GEORGE FERNANDES: They have
21 property in the back?

1 FRED MARTINS: Right.

2 RICHARD SCALI: They're own property
3 in the back?

4 GEORGE FERNANDES: Their own
5 electric. Harvard has their own electric.

6 RICHARD SCALI: So you're okay with
7 digging up the sidewalk there? I guess the
8 gutter line on Mass. Ave. it's already dug
9 up. It's kind of a mess there already.

10 WILLIAM DWYER: As long as -- yes,
11 the area is fine.

12 RICHARD SCALI: A lot going on there
13 already.

14 WILLIAM DWYER: I think we're fine
15 to go. I was just curious if anybody else
16 was cutting in.

17 RICHARD SCALI: Okay.

18 WILLIAM DWYER: It's the time to do
19 it.

20 RICHARD SCALI: Any conditions?

21 WILLIAM DWYER: Electrical and

1 Public Works permit, and an extra large SPOF
2 -- I'm sorry SPOF. Verizon.

3 RICHARD SCALI: You mean Harvard
4 will pay the SPOF for you?

5 WILLIAM DWYER: I think so. There's
6 mitigation not already in place. I don't
7 think there's any mitigation that far down.

8 RICHARD SCALI: So SPOF?

9 WILLIAM DWYER: SPOF will probably
10 be applied. There's no final mitigation
11 agreement in place right now.

12 RICHARD SCALI: That seems kind of
13 odd, isn't it, for that big project like
14 that?

15 WILLIAM DWYER: Oh, it's just not
16 finalized.

17 RICHARD SCALI: So there will be
18 one?

19 WILLIAM DWYER: It may not come down
20 as far as -- it may go the other direction.

21 RICHARD SCALI: Okay. Any other

1 concerns? I guess not. No one has any
2 problems today. Must be the weather.

3 GEORGE FERNANDES: The sun's out.

4 RICHARD SCALI: Motion?

5 WILLIAM DWYER: Moved.

6 GEORGE FERNANDES: Second.

7 RICHARD SCALI: Moved and second.

8 SPOF and permits. All in favor.

9 GEORGE FERNANDES: Yes.

10 WILLIAM DWYER: Yes.

11 RICHARD SCALI: Anybody have
12 anything else before us today? Add ons? No?

13 Concerns? Do we have a different
14 schedule next month or something, Mrs. Lint?
15 I think it's later in the month or earlier in
16 the month.

17 ELIZABETH LINT: April 15th.

18 RICHARD SCALI: That's the still the
19 third.

20 ELIZABETH LINT: Yes, I won't be
21 here.

1 RICHARD SCALI: You won't be here.

2 We'll have Ms. Lewis sit in then.

3 All right, anything else,

4 Commissioners? April 15th is our next

5 meeting.

6 Motion to adjourn.

7 GEORGE FERNANDES: So moved.

8 WILLIAM DWYER: Move.

9 RICHARD SCALI: Moved and seconded.

10 All in favor.

11 (Aye.)

12 RICHARD SCALI: Thank you all.

13 (Whereupon, at 10:30 a.m., the

14 meeting adjourned.)

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C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS
BRI STOL, SS.

I, Catherine Lawson Zelinski, a
Certified Shorthand Reporter, the undersigned
Notary Public, certify that:

I am not related to any of the parties
in this matter by blood or marriage and that
I am in no way interested in the outcome of
this matter.

I further certify that the testimony
hereinbefore set forth is a true and accurate
transcription of my stenographic notes to the
best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set
my hand this 2nd day of April 2010.

Catherine L. Zelinski
Notary Public
Certified Shorthand Reporter
License No. 147703

My Commission Expires:
April 23, 2015

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